App. F. IX-4

1936.
(Magha)

File No. 38-36

Serial Nos. 1-2

Previous References

Mis 288 - 1-2
28 6-34 1 6
201-35 1-2

Letter References.

Mwl. 368-40 -(1-7)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for August-36.

SUBJECT.

Praying for review of the orders of the order taking under Govt. the management of Sri Lakshminarasimhaswami Temple at Hittahalli and Visweswara Swami at Kumsavalli and vesting in Sri Ramachandra Iyer Mukh. Nagar

To Mr. K. Anantha Bhatta
Agent of the Mukh

No 288 of 24 8-36.

Shows that there are no reasons to interfere with the orders already passed

WD 0418—GPB—22,500—29-8 36

G. R. S. APP F. III—1] 1936:7

GENERAL AND REVENUE SECRETARIAT.

(May)

NOTES.

File No. 38-36

FILE HEADING.

Petition of the Swamigalu of Sri Ramachandrapura Mutt - Nagar.

FROM K. Anantabhatta, agent of the Mutt C/o Mr K. S. Narasimhaiya - Advocate - Bangalore city.

No. - Dated 7.8.36 Received 11.8.36.

Diary No. 149	Enclos. 1	Spare copies —	Serial No. 1

BRIEF ABSTRACT OF LETTER

Prays to a modification of Government order No 38-40 of May 288-33-3 dt 11.7.34 so as not to divest the petitioner from the right of worship and possession of Sri Lakshminarasimha Swami Temple at Tirthahalli and Vishweshwara Swami at Kunvalli - Tirthahalli Taluk and the lands endowed thereto and to stay further proceedings in the matter.

NOTES AND ORDERS.

(1) Minute of the Hon'ble Member of Council on the P.U.D:—

Presented by Advocate.

2) Order of the Govt Secretary on the Same.

Please send copy of the G.O. No 38-40/May 288-33. dt 11.7.34 & May Collection 286-34-6

NOTES—First Sheet.

WD 02552—GPB—5,000—10-7-30

orders on a review petn of Sri Ramachandra Jois
& modifying the previous Govt order and
later on another petn
has arisen from the Sarvadhikari
of the same Mutt on the subject. Vide
Govt order 201-35-2 - He has been told
that there are no reasons to reconsider
the order already passed in the matter.
In para 4 of his P. M. D
the petr says that he has filed
a Civil Suit for a declaration of
the rights of - In view of the
Civil suit [illegible]
Sabha [illegible]

S

12 AUG. 1936

b) sec 12/8/36

Gen Secy) for perusal.

The Mutt cannot both file a civil suit to establish its rights and ask at the same time for a reconsideration of the order denying those rights

(i) The claim to these rights has been examined and it has been decided against the mutt

ii) The Mutt has gone to the Civil Ct to establish the rights denied The matter has to be settled there

On merits also there is no reason to reconsider the order previously passed The petn may be rejected answered

OFFICE OF THE [illegible]
1 1 SEP 1936

Serial No.

Draft
sdg
17/8/36
Issue

GS
16/8/36

AUG. 1936
GENL & REV. SECTT.

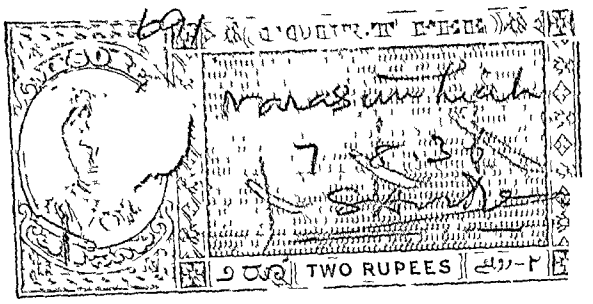
2 No 288 & 24/8/36 to Rao K. Ananthan Bhatta - agent of Sri Ramaswamy Iyengar Mutt of Nagar intimating that there are no reasons to reconsider the orders already passed in the matter -

B
31/8

File No. of 193

General and Revenue Secretariat

Mr. G. S.



Muz 38-36 1

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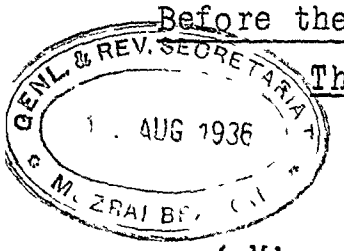
7-6-36



Before the Government of His Highness
The Maharaja of Mysore
Bangalore.

(Misc. Number of 1936 -1937)

presented by Advocate

Petitioner. SriRamachandrapur Mutt of Nagar By Agent and Power of Attorney Holder K. Anantha Bhatta of Tirthahalli.

In the matter of order No. 38-40 Muz 288 -33-2 Bangalore, dated 7/11th July'34.

***

The abovenamed petitioner begs to state as follows :-

1. That the petitioner had preferred a Review application No.9 of 1934- 1935 dated 30th July 1935 before this - Honourable Court and the Court was pleased to order that the resumption of Sri Thirthahalli Mutt and the lands - appertenent thereto by the Government was not proper as no enquiry and opportunity to the petitioner as contemplated under Section 24 of the Mysore Religious and Charitable Regulation were made or given.

2. This Honourable Court was pleased to cancel a portion of the said Government order No. 38-40 Muz .288 -33-2 dated

11th July 1934 leaving open the question whether the two temples of Sri Lakshmi Narasimhaswami at Thirthahalli and Visveswara Swami at Kuruvalli were grants endowed by the said Mutt, having been in possession and management by the said Thirthalli Mutt for more than 300 years as their own.

3. The petitioner submits that he has relevant and weighty records in his possession which have been granted and recognised from time immemorial (i.e. Keladi Basappa, District Superintendent orders in the years 1859, 1864) that the said two temples are entirely in possession and management of Sri Ramachandra Mutt as their own, and this fact has also been recognised by the Government in the endorsement dated 29th July 1933 issued in the matter of Visveswara Devarau Temple and its lands.

4. The petitioner further submits that he has filed a Civil Suit , on the file of the District Judge of Shimoga, in O.S.No. 12 of 1935 -36 for declaration of his - rights and continuation of his possession and management of the said two temples & lands as contemplated under Section 21 of the Mysore Religious and Charitable Regulation.

5. The untill the rights of the petitioner as declared under Sections 24 + 21 of the Mysore

Mysore Relgious and Charitable Regulation, are decided, the Government will not be justified in divesting the Mutt from the Management of the temples and lands, purtaining thereto and it will cause heavy loss to the Mutt and disturb the religious functions performed in the temples from time immemorial.

6 Wherefore, the petitioner, humbly prays that the order No. 3840/Muz/288-33-3 dated 7/11th July'34, be modified to the extent:

(a) that the petitioner - shall not be divested from the right of worship and possession of the temples and the lands thereto;

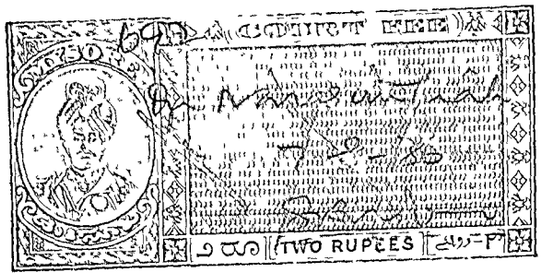
and

(b) that STAY OF FURTHER PROCEEDINGS, for delivery by Government Order No. 381-34-35/10JULY1936 (Deputy - Commissioner 's order, Shimoga dated to 6-8-1936 be made (interim) pending disposal of the Civil Suit, in O.S.No.12 of 1935-36, filed by the petitioner in the District Judge 's Court, at Shimoga.

Bangalore,
7-8-1936.

Petitioner.

K. S. Narasimhaiah
Advocate for the petitioner.



In the ~~Court of~~ the Government of His Highness the Maharaja of Mysore at Bangalore

Suit No. of 193(,-193)

Plaintiff/Appellant. *Defendant/Respondent.*

Petitioner/Complainant. *Counter Petitioner/Accused.*

Sree Rama Chandra Mudaliar and another — Vs. — Govt. Commercial Department (Income Tax)

I, ... I, the petitioner ... do hereby appoint and retain ... my ... to appear for me in the above suit / Original / Miscellaneous petition and to conduct and prosecute (or defend) the same and all proceedings that may be taken in respect of any application for Execution of any decree or order passed therein. I empower my Advocate to appear in all miscellaneous proceedings in the above suit or matter till all decrees or orders are fully satisfied or adjusted and to obtain the return of documents and draw any money that might be payable to me in the said suit or matter.

Accepted.

ಶ್ರೀರಾಮಚಂದ್ರಮುದಲಿಯಾರ್.

petitioner

K. S. Narasimhaiah

ADVOCATE,
Bangalore City,

Dated, ...7...-...8...-...1936

Personally known to me and signed in my presence.

K.S.N.

Sold by:—M. S. RANGAPPA, General Merchant, Chickpet, Bangalore City.

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Section Misc

File No. ~~288~~ 38-36

Serial No. 2

No. 288

To

M/s K. Ananda Acharya

Agent ...

Mill of Nagar

C/o

Mr N. S. Narasimhaiya

Advocate.

Bangalore ...

No. of letter replied to .....

eneral and Revenue Secretariat

(

the 193

issue 24-8-36

By G. Subbarayappa

List of enclosures .....

Copied by .....

Examined by .....

WD 01956—GPB—22,500—12-6-34